



**State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3501 FAX (603) 271-6683



January 31, 2002

Bill Walmsley
Stewart Stanzione
Custom Steel
129 Broad Common Road
Bristol, Rhode Island 02809

LETTER OF DEFICIENCY #WELL - 02 - 01

Subject: Water Well Contractor License

Dear Mr. Walmsley and Mr. Stanzione:

It has come to the attention of the New Hampshire Department of Environmental Services ("DES") that you hydrofractured a well for Barry Paddock, of Paddock Construction, located at 28 Hall Farm Road, New London, NH, on or after July 9, 2000, and again on or about June 5, 2001.

Please be advised that in order to hydro-fracture wells in the State of New Hampshire a person must first obtain a water well contractor license from the NH Water Well Board as required by state law, RSA Chapter 482-B.

Water well construction, as defined by RSA 482-B:2, V, means and includes the industry, procedure, and all operations engaged in by any person, full time or part time, for compensation or otherwise, to obtain water from a well by drilling, digging, developing including hydrofracturing, or other method, for any purpose or use.

For your information, pursuant to RSA 482-B:16, IV, "Any person shall be guilty of a misdemeanor who knowingly engages in water well construction or pump installation or offers to engage in water well construction or pump installation or advertises or holds oneself out or acts temporarily or otherwise as a water well contractor or pump installer without first having obtained the required license under RSA 482-B:5".

In addition to any criminal penalties, DES is empowered to levy an administrative fine for violations of RSA 482-B and the rules of the Water Well Board. The maximum fine for hydrofracturing a water well without first having obtained a water well contractor license is \$2,000.00 per violation, as stipulated by Env-C 616.02 (b).

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If you wish to continue well development operations in New Hampshire, by hydrofracturing wells, your company must obtain a water well contractor license. For information about obtaining a license, please call Harrison Mackey at 603-271-2410, or send written correspondence to our letterhead address at the top of the page. Mr. Mackey will be glad to explain the minimum qualification requirements and send you an application.

Sincerely,

COPY

Anthony P. Giunta, P.G., Administrator
Water Supply Engineering Bureau

Certified Mail

cc: Water Well Board
✓ Gretchen C. Rule, DES Legal Unit
Anne Edwards, Esq. - AGO
Harrison Mackey, Licensing Coordinator